

CITY COUNCIL PROCEEDINGS

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MINUTES OF THE MEETING OF THE CITY COUNCIL

Wichita, Kansas, April 10, 2001
Tuesday, 9:15 A.M.

The City Council met in regular session with Mayor Knight in the Chair. Council Members Cole, Gale, Lambke, Martz, Pisciotte, Rogers; present.

Chris Cherches, City Manager; Gary Rebenstorf, Director of Law; Pat Burnett, City Clerk; present.

The invocation was given by

The pledge of allegiance to the flag was participated in by the Council Members, staff, and guests.

Minutes -- approved

The minutes of the regular meeting of April 3, 2001, were approved 7 to 0.

AWARDS AND PRESENTATIONS

Maya Angelou Library Presentation of books from Maya Angelou was made to the Maya Angelou Library.

(The City Council took up the Consent Agenda which will be at the end of the Minutes.)

OUTGOING CITY COUNCIL MEMBERS

Mayor Knight

"We're living in a world that is changing with discerning swiftness and how we all relate to that. In many ways, it's going to determine the future of this City. And, it is absolutely essential that we have citizens who are willing to serve that have the ability to, first of all, recognize change and trends as they are unfolding, and then have the skill to interpret those trends accurately for this City. But more than anything else, we have to have citizen representatives that are willing to confront the reality of those changes - and that's not easy. It looks very simple. I read all the time about people wanting to serve up and exert their common sense on things that are so clear to them. You would be hard-pressed to find anyone that has served on this Council bench, probably from the very first Council that was first elected to today, that would not comment of some of the complexities and some of the difficulties that we have to try and confront each week up here.

"The thing that I can sense that sets Joan and George apart, is so many of us in the world, we have positions. We like to try to keep our options open because of this change going on. We don't want to get caught, you know, where somehow, we're going to be embarrassed or make it look like we don't know what we're talking about. But what Joan and George have that, I think, sets them apart in so many ways, is they have beliefs, and the difference is profound. People that hold beliefs about right and wrong, good and evil, justice and injustice, are people that are very precious indeed. In trying to characterize my views toward these wonderful citizens, I have to acknowledge, up front, I wished I were a poet, I wish I were a gifted writer - I'm not, but I do have the benefit of choosing what others have written to try and capture my views about them. I've chosen Ralph Waldo Emerson. He wrote a short piece once that tried to define what constitutes a successful life. I think that it does that very well, but I think that it could also serve as a great political credo. Ralph Waldo Emerson wrote, and I quote.

"To win the respect of the intelligent people and the affection of the children; to earn the appreciation of honest critics and to endure the betrayal of false friends; to appreciate beauty; to find the best in others; to leave the world a little better place than we found it, whether by a healthy child, whether by a garden

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path or a redeemed social condition; to know even one life breathes easier because you have lived - this is to have succeeded."

"By that measure, my two friends that have labored in the political vineyard have succeeded, I think greatly. During this past dismal political season when it seems like all we get to listen to is something that sounds kind-of-like television static, about people making great claims, what they're going to do once they're elected, how they going to right all the wrongs in the world; and they're going to do it in a very simple way. We all know that that's all just idle chatter. The world doesn't work that way and our City doesn't work that way. That's why we are so very fortunate to have serious, thoughtful, people that give their time on our behalf.

"You know one fine thing I think about this City, I think that George and Joan highlight is - it's about our citizens who are active. Whether they're from sign holders and door-to door campaigners, or just candidates, is that these two citizens, along with people that help them occupy these seats, they've risked their time and their treasure to wage a battle in this city that they're never, ever sure of winning. So, for those that are somehow so sophisticated and so above caring about local government, to resent politics and things political, I think is to retreat from where decisions are made. To refuse to participate and somehow believe that that's clever, or that is somehow setting you apart in an attractive way from others, is not modern, and I think it's wrong thinking. Because if people do that they're no better off, as Robert Waldo Emerson wrote, "than a leaf landing in a rain-swollen gutter, to be walked along, spun around and round, and where they end up is anybody's guess." But for special people, like George Rogers and like Joan Cole, they risk, they dare, and they work to endure the taunts of our tabloid age, to try and make a difference with no guarantee of success. It gives the rest of us some direction. It gives us a vector of volition and it puts us in a position to do just a little battle with fate - and that's all that you can ever ask for is a chance to fight - to alter a bit for the better the condition of the world. I know of no one greater than these two people in terms of these two people with that definition. Whether you agree with Joan or George is not the issue. The issue is that they're men and women of enormous integrity that love this City deeply with true affection and they have given their total energy. Their tank has to be empty now with what they've given to this City. I think all of us know that they have touched our lives more deeply than they realize, and they've brought out the very best in the rest of us, so it's only fitting that we recognize them in a very special way this morning and to express our community gratitude, and I would ask you, if you're capable, to stand and make that expression with me for Joan Cole and George Rogers."

Council Member Cole

"Thank you Mayor and thank you for those kind words. I know better than to try to compete with George in the comic arena. So, I'm going to be serious. It's been a challenging, exciting, and satisfying eight years and I'm pleased to have this last opportunity to thank all of you for the contributions that you have made through the years to the issues that were important to me, to my constituents, and the citizens of Wichita.

"First, Mayor Knight, and my colleagues on the bench, over the eight years of my service, it has been my great pleasure to work with two mayors and nine different city council members with a variety of philosophies, personalities, and styles. I appreciate the support that they, and all of you here today, have given to so many of the issues important to me and I've tried to respond in kind. I wish you well as you tackle and implement strategies that become more complex and difficult each year.

"To Chris Cherches, a consummate, professional, who has also become a treasured friend. You, Chris, have taught me more about City government than anyone. You helped me to arrive at creative solutions to problems in District VI and beyond, and taught me how to tackle large projects in small bites. Moreover, you kept me positive during the times when I was frustrated and impatient.

"To the fine City Staff. Seldom did a day pass that I wasn't meeting with one or more of you, and asking you to come out to my CPO, my DAB's, Neighborhood Associations, and constituent meetings. You always came and you gave generously of your time. I believe that is one reason there are good feelings in District VI about City government. You, with our City Manager, carry out the day-to-day jobs and run this City, I believe, extremely well.

"To the tax payers, the constituents, and others I have come to know and work with over the years -- before my Council years, and during -- and many of you are here today - and I thank you for coming - it

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has been an honor and a privilege to serve as your District representative, and to be a member of the Wichita City Council. I have always said, and I must be parochial here for just a moment. District VI is the best District in the City.

"My husband, Jerry, and I chose to live in it because of its rich diversity and heritage, and we have never regretted that choice. During my years on the Council, I've made dear friends from all walks of life - people with whom I established relationships because of, and through, my public service. I came a list of items that I wished to accomplish and that list kept growing longer with each passing year. For the most part, it's been completed and it is time for me to move on.

"I have long believed there is a season for life's experiences. And there is also a time to move on to other exciting challenges in life. It is important to have new ideas, new energy, and new faces come to this policy-making bench. And, I am so pleased to welcome Sharon Fearey and Carl Brewer to the Wichita City Council. They have worked at the grass-roots level to improve their neighborhoods in this City for years, and they will bring good things to this bench. I wish you all well in your choices in your future endeavors.

"Thank you for helping me implement some of my dreams and plans along the way. It's been an extraordinary experience, and I feel truly blessed to have had this opportunity in public service, which I believe to be one of the highest callings of human-kind.

"Thank you."

Mayor Knight

"I now want to turn to Dr. George Rogers. I want to share, just briefly, the fact that George has had a tremendous influence on my life, and I've had the benefit of a lot of counsel from George. While he gives an appearance of being very casual and light-hearted, he is seriously a profound thinker. He has been blessed with an incredible intellect and he has a real understanding of a lot of lessons we need to learn in life. I want to tell you, just briefly, a couple of things that impress me so much about George, other than I consider him a close personal friend. George was born in Keysport, Pennsylvania, and he didn't finish high school. And, because of some situations he found himself in, he quit when he was 14 or 15, and took on a pretty tough life. He went into the service and a friend of his, at some point, convinced him that he had a lot to offer people. And if you know George, you know his personality and certainly his innate intelligence. He encouraged George to maybe look at getting a GED. Well, George got a GED, and then he got out of the service and started thinking a little bit about college and he got his BS Degree from Langston University, and because of a wife that's incredible, that I'll introduce in a minute, and with a tremendous amount of support for her husband, he got his Master Degree at Central State University, and then George went on to get a Doctorate in Education - this high school drop-out. So that's one side of George Rogers.

"I saw another side several years ago when I got a call from Fire Chief, Larry Garcia, that there had been a terrible accident at George's club. He was down there on a Sunday, and he was cooking, or doing something, I'm not sure what it was. - but he was severely burned. And when I got to the hospital, they were just admitting George, and he was burned so severely that his watch was burned to his wrist and he wasn't expected to live. He was severely injured and he was conscious and was talking to me. He was worried about his damn hat, as he called it. He said, "What happened to my damn hat?" And I said, "I don't know what happened to your damn hat." And we found his hat and that gave him, I guess, a little satisfaction. But, after this I saw George in the hospital and I saw a family that was united - a family that was devoted to their husband and their father. I also saw the most incredible courage I've ever witnessed in my life and the most incredible suffering I've ever seen in my life. And, I grew to have a tremendous admiration and respect and regard for George. He has a very difficult District to represent. It is a District that, in many ways, has been, with the exception of State Senator Rip Gooch, who is here, starting with Rip - prior to that they were largely under-represented or un-represented. And I include Rip because I think it is so fitting that I think Rip Gooch and George Rogers have been an incredible social adhesive in this community - in holding people together, pulling people together, rather than driving them apart, and they have never once sacrificed their principles in doing that. So, I have an incredible regard for my friend, George Rogers. He will continue to be my personal friend. I know that George will do anything for me and I'll do anything for George."

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Council Member Rogers "Thank you Mayor. I'm glad you went through things in that manner, because, you've just met, what I consider, the four greatest accomplishments in my life. The first one, of course, was persuading Emalyn to marry me 43 years ago. And then in succession, Cheryl, who is a Captain in the Air force and is a nurse; and then Rhea, who is in OBYN, and she is a major a Major in the Air force; and Cherea, who is a first-grade school teacher. And, that's what really lets me know that I might have done something positive in life, and I very humbly, and sincerely, thank each and every one of you for the contributions you've made in my life.

"Mayor, I can't say enough about the ability that you have had to work with me and how beneficial that's been in my life, and how that's leveled off my thinking to always look at the bright, broad picture, and find out to enhance the quality of life for every citizen through decisions that you make. You have been extremely instrumental in that.

"This Council, and the previous Councils - we've had considerable disagreement on specific issues. We have never, not anyone of us, or anyone of the previous Councils in the eight years I've served, been disrespectful of each other's opinions on the issues. I have never seen that happen on any other City Council that I have witnessed, read about, or watched across this country. I think that the atmosphere that has been created for this Council to truly look at the complexity of these issues, and the impact that these issues have on citizens, is remarkable. And, I thank each and every one of you for that.

"I can't say enough about Chris Cherches. There is probably someone, some City Manager, somewhere in the United States sharper than Chris. I find it difficult to believe that - I really do. I've served on national committees. I've met City Managers from every size town and City throughout this country. I have not found one to have the breadth and depth of knowledge about the operation of City government that Chris Cherches has, and I truly applaud you for the manner and the intellect that you've utilized in disseminating that information to Council Members. And, I know in my case, if I wanted to know the appropriate way to most effectively implement something, all I had to do was ask Chris Cherches.

"And, certainly the Staff here at this City, and I think everyone needs to recognize that we're talking about a Corporation of over 3,000 employees. In my opinion, this Staff, in this City, is the finest and the most effective that I've ever come in contact with. Certainly there are thousands of things that don't get done, particularly as fast as we would like them to, but the procedure, the process, the implementation of ideas that are supposed to be built into the government structure, Chris Cherches does a fabulous job. Chris, I thank you and your staff for the way in which you've worked with me, and the kinds of things that I've learned, and how effective some of it has been.

"As the Mayor mentioned, I probably have another view of the citizens of Wichita, as a result of the kind of accident that I had. Sitting on the City Council, many times, a lot of people exercise that old adage, 'the squeakiest wheel gets the most grease.' Great understanding, great consideration, and out-pouring of attempts, simply to help, whether they knew me or not - they knew of the situation and they found someone who was hurting, perhaps, and they made every overture to assist me and my family. And, I can never be grateful enough, really, to thank every one of the citizens of Wichita, but I do want them to all know that I am sincerely humbled and appreciative of all the efforts that were made on my behalf.

"And, I can't say enough about the City Staff, and the Mayor and the Council, and all those kinds of things. But that has a lasting effect on a person and that's why I know that whatever I have contributed to the City of Wichita will never be enough in comparison to what it has contributed to me. That experience significantly changed my life. I hope that no one else will change as the result of something like that. Because, I hope it would be a more gradual process that people fully understand that regardless of what your circumstances are, you owe a debt of gratitude to others, and that is the most satisfying way to lead your life - by contributing some of your self to others.

"My wife of 43 years taught me that day-by-day, for 43 years - you've got to give if you want to get. And when you are in need, it will be returned, and in my case, the Citizen's of Wichita returned it to me.

"The last thing that I would say is that I have developed so many very positive relationships on this City Council, that I can never say that this job was too hard. This job has been, and is, the most beneficial to me. Whether or not I've been able to do anything to assist anyone else, I just simply have to accept that

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I did or I didn't. But I know in my heart that this job has benefited me greatly and I am humbly appreciative of that and I thank all of the Citizens of Wichita for having had the opportunity to serve with you.

"And, for you as the District I City Council Person; I believe Joan, in her heart, feels that District VI is the best one. But the people in District I know that District I is the best."

RECESS

The Council recessed briefly; Council Members Cole and Rogers left the Bench.

The City Council meeting reconvened in regular session with Mayor Knight in the Chair. Council Members Gale, Martz, Pisciotte; present.

Chris Cherches, City Manager; Gary Rebenstorf, Director of Law; Pat Burnett, City Clerk; present.

OATH OF OFFICE

U.S. Magistrate Judge Karen Humphreys administered the Oaths of Office of City Council Member to Carl Brewer, Sharon Fearey, and Phil Lambke.

Council Members Brewer, Fearey, and Lambke seated at the Bench.

SELECTION OF VICE MAYOR

The Council proceeded to vote and on the first ballot selected Council Member Pisciotte for Vice Mayor.

OATH OF OFFICE

U.S. Magistrate Judge Karen Humphreys administered the Oath of Office of Vice Mayor to Council Member Pisciotte.

NEWLY ELECTED COUNCIL MEMBERS

Council Member Brewer "Mayor, and the other Council Members, I consider it an honor and look forward to working with you. To the citizens of Wichita, and those of the First District, I'd like to thank you and I consider it an honor to be able to serve you. Thank you."

Council Member Fearey "I'm very honored to be up here. I consider it a great privilege to serve the Citizens of the Sixth District and the citizens of Wichita. I look forward to working with the other Council Members, with Chris Cherches, and with the entire City Staff to get the job done to make this City a better place and to keep it the truly great place it is. Thank you."

Council Member Lambke "I want to thank all the voters in District III for their vote of confidence, and I'll continue to try to keep the dogs barking and to keep the trash off the streets. I'm looking forward to serving with the two new members, Carl and Sharon, and I'm happy to have two more neighborhood activist on the bench. Thank you."

The City Council adjourned to a reception.

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(The Consent Agenda was considered earlier in the meeting.)

CONSENT AGENDA

Knight moved that the Consent Agenda be approved in accordance with the recommended action shown thereon. Motion carried 7 to 0.

CONDEMNATIONS

REPAIR OR REMOVAL OF DANGEROUS AND UNSAFE STRUCTURES.

<u>Property Address</u>	<u>District</u>	<u>Property Address</u>	<u>District</u>
1. 2602 North Madison	I	5. 1803 South St. Francis	III
2. 2608 North Madison	I	6. 1006 North Custer	VI
3. 733 South Ida	I	7. 1137 North Fairview	VI
4. 512 East Indianapolis	I		

Motion -- carried

Knight moved that this item be deferred to the April 24th Council meeting. Motion carried 7 to 0.

BOARD OF BIDS

REPORT OF THE BOARD OF BIDS AND CONTRACTS DATED APRIL 9, 2001.

Bids were opened April 6,2001, pursuant to advertisements published on:

Siefkes from the east line of the plat, west to the north line of Spring Hollow, and on Spring Hollow from the west line of Siefkes, south to the south line of the plat. Castle Rock from the south line of Siefkes, south to the south line of Lot 39, Block A, on Whitewood Street from the east line of Spring Hollow, east to the west line of Castle Rock, on Whitewood Street from the west line of Spring Hollow, west to the west line of Hawthorne Street, on Whitewood Circle from the west line of Hawthorn Street, west to and including the cul-de-sac, on Hawthorne Street, from the north line of Whitewood Street, north to the north line of Lot 17, Block D, and on Whitewood Court, from the north line of Whitewood Street, north to and including the cul-de-sac. That sidewalk be constructed along one side Siefkes and Spring Hollow. That there be constructed a decel lane along 143rd Street East from the north line of the plat, south to the north line of Siefkes to serve Shoal Creek Addition - west of 143rd Street East, south of Central. (472-83296/765666/490777) Does not affect existing traffic. (District II)

Central Paving - \$288,702.70

2001 Contract Maintenance Quickset Slurry Seal of Asphalt Streets - various locations. (472-83344 /131532) Traffic to be maintained during construction using flagpersons and barricades. (Districts V and VI)

Ferguson Paving - \$152,000.00 (Engineer's estimate)

Water distribution system to serve Pine Bay Estates, Applewood Farms, L & D Taylor, Huntington Pointe, Sand Pointe Additions and Unplatted Tracts - south of 63rd Street South, west of the Arkansas River. (448-89424/734960/470630) Traffic to be maintained during construction using flagpersons and barricades; AND Water distribution system in Rutan to serve Southriver Addition - north of 71st Street South, east of Hydraulic. (448-89543/735007 /470677) Traffic to be maintained during construction using flagpersons and barricades. (District III)

Mies Construction - \$624,390.00 (Total aggregate bid)

2001 Contract maintenance roadbed stabilization and asphalt overlay - north of 53rd Street North, east of Meridian. (472-83354/792268/706809/405901/ 405274) Traffic to be maintained during construction using flagpersons and barricades. (District VI)

APAC - Kansas Inc. - \$140,000.00 (Engineer's estimate)

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Knight moved that the contract(s) be awarded as outlined above, subject to check, same being the lowest and best bid within the Engineer's construction estimate, and the and the necessary signatures be authorized. Motion carried 7 to 0.

PUBLIC WORKS DEPARTMENT/ENGINEERING DIVISION: Electronic Total Station. (132001)

Sokkia Factory Direct Showroom - \$15,536.00 (Total net bid)

WICHITA TRANSIT DEPARTMENT: Janitorial Services. (160036)

Kleenco - \$925.00 (Item 1/Cost per item)
\$ 15.00 (Item 2/Cost per hour)

PARK & RECREATION DEPARTMENT/MAINTENANCE DIVISION: Restoration Work for McLean Fountain. (785999)

Robl Commercial Construction - \$21,309.00 (Total net base bid)
\$ 800.00 (Option 1/add)

Knight moved that the contract(s) be awarded as outlined above, same being the lowest and best bid, and the necessary signatures be authorized. Motion carried 7 to 0.

CMB

APPLICATIONS FOR LICENSES TO RETAIL CEREAL MALT BEVERAGES:

<u>Renewal</u>	<u>2001</u>	<u>(Consumption on Premises)</u>
Ron Barnhart	Atomic Burrito*	310 North Rock Road
		<u>(Consumption off Premises)</u>
Ly Ngoc Thi Nguyen	Thai Binh Supermarket	1530 West 21st Street
Rick Brazile	Sam's Club #8254	6200 West Kellogg
<u>New Establishment</u>	<u>2001</u>	<u>(Consumption on Premises)</u>
Thane Bowles	T and D Conoco	1535 East Pawnee

*General/Restaurant - 50% or more of gross receipts derived from sale of food.

Motion -- carried Knight moved that the licenses be approved subject to Staff approval. Motion carried 7 to 0.

PLANS AND SPECS. SUBDIVISION PLANS AND SPECIFICATIONS.

There were no Sub-Division Plans and Specifications submitted

PRELIMINARY ESTS. PRELIMINARY ESTIMATES:

a) Third Street drainage enhancements/pedestrian bridges N/A - Third Street between Drainage Canal and Hillside. (87 TE-0156-01/472-83181/785012/390144) Traffic to be maintained during construction using flagpersons and barricades. (District I) - \$288,223.71

b) Nineiron, from the south line of Maple, south to the north line of Taft Street, Taft Street from the south line of Nineiron, west to the east line of Decker Street, and on Decker Street from the north line of Valley Hi Road, north to the north line of Taft Street, Nineiron Court from the east line of Nineiron, east to and including the "T" intersection, Nineiron Court from the east line of Nineiron,

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east to and including the "T" intersection, and on Nineiron from the east line of Taft Street east, south and west to the east line of Decker Street to serve Auburn Hills 12th Addition - west of 135th Street West, south of Maple. (472-83290/765659 /490770) Does not affect existing traffic. (District V) - \$503,000.00

c) Valley Hi Road, from the west line of Decker Drive, west to the west line of the Plat to serve Auburn Hills 12th Addition and O'Dell-White Addition - west of 135th Street West, south of Maple. (472-83272/765671/490782) Does not affect existing traffic. (District V) - \$216,000.00

d) Lateral 301, Four Mile Creek Sewer to serve Cedar View Second Addition - east of Greenwich, north of Lincoln. (468-83223/743866/480554) Does not affect existing traffic. (District II) - \$90,000.00

e) Lateral 303, Four Mile Creek Sewer to serve Shoal Creek Addition - west of 143rd Street East, south of Central. (468-83233/743865/480553) Does not affect existing traffic. (District II) - \$426,000.00

f) Lateral 302, Four Mile Creek Sewer to serve Metro East Baptist Church and Shoal Creek Additions - west of 143rd Street East, south of Central. (468-83224/743864/480552) Does not affect existing traffic. (District II) - \$101,000.00

g) Water distribution system to serve Angel Fire Addition - north of 47th Street South, east of West Street. (448-89517/734998 /470668) Does not affect existing traffic. (District IV) - \$100,000.00

h) Water distribution system to serve Angel Fire Addition - north of 47th Street South, east of West Street. (448-89520/734999 /470669) Does not affect existing traffic. (District IV) - \$192,000.00

i) 2001 sanitary sewer reconstruction program, Phase 2 - north of Central between Hydraulic and Oliver. (468-83225/620313 /661437) Traffic to be maintained during construction using flagpersons and barricades. (Districts I and II) - \$450,000.00

Motion -- carried

Knight moved that Preliminary Estimates be received and filed. Motion carried 7 to 0.

EASEMENT

DEEDS AND EASEMENTS:

a) Sanitary Sewer Easement dated March 7, 2001 from Gary L. Clark and Cynthia L. Clark, husband and wife, for a tract of land in Lot 2, Block A, Clark Estates, an Addition to Sedgwick County, Kansas (Shoal Creek, OCA# 743864). No cost to City.

Motion --
-- carried

Knight moved that the documents be received and filed; and the necessary signatures be authorized. Motion carried 7 to 0.

STREET CLOSURES

CONSIDERATION OF STREET CLOSURES/USES - SPECIAL EVENT.

Agenda Report No. 01-0503.

In accordance with the Special Events Procedure, event sponsors are to notify adjacent property owners and coordinate arrangements with Staff, subject to final approval by the City Council.

The following street closure requests have been submitted:

Open-air Easter Vigil ceremonies and Easter Day Mass
Saturday, April 14, 2001, 5:00 p.m. to Sunday, April 15, 2001, 1:00 p.m.
23rd Street North from Broadway to Park Place
Market Street from 22nd North to 24th North

Inasmuch as possible, event sponsors are responsible for all costs associated with special events.

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Motion -- Knight moved that the street closure requests be approved subject to: (1) Event sponsors notifying every property and/or business adjoining any portion of the closed street; (2) Coordination of event arrangements with City Staff; (3) Hiring off-duty public safety officers as required by the Police Department; (4) Obtaining barricades to close the streets in accordance with requirements of Police, Fire and Public Works Department; (5) Submitting a Certificate of Insurance evidencing general liability insurance which covers the event and its related activities, including the naming of the City as an additional insured with respect to the event's use of the closed City streets. Motion carried 7 to 0.

-- carried

SAWMILL CREEK AGREEMENT TO RESPREAD ASSESSMENTS, SAWMILL CREEK ADDITION - NORTH OF 45TH STREET AND EAST OF ROCK ROAD. (District II)

Agenda Report No. 01-0486.

The developer, Sawmill Creek, L.L.C., platted sawmill Creek Addition and has submitted an Agreement to respread special assessments within the Addition.

The land was originally included in an improvement district for a sanitary sewer project. The purpose of the Agreement is to respread special assessments on an equal share basis for each lot. Without the Agreement, the assessments will be spread on a square foot basis. The Agreement will equalize the assessments for each lot, making it easier for the developer to market the lots.

This is no cost to the City.

Motion -- Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 7 to 0.

-- carried

BAXTER ADDITION AGREEMENT TO WAIVE RIGHT TO PROTEST FUTURE PAVING PROJECTS: BAXTER ADDITION, NORTH OF KELLOGG, EAST OF GREENWICH – PROTEST WAIVER. (District II)

Agenda Report No. 01-0487.

Lot 1, Baxter Addition is the site of a future mobile home park. As a condition of zoning approval, the developer agreed to not oppose any future efforts to pave adjacent streets.

An Agreement has been prepared by which the developer formally waives the right to protest the future paving of Lewis or Ellson Streets.

This is no impact on future projects costs.

Motion -- Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 7 to 0.

-- carried

2151 EAST 21ST STREET 2151 EAST 21ST STREET DEVELOPMENT. (District I)

Agenda Report No. 01-0488.

On September 13, 1994, the City entered into a Developer Agreement with UBI Financial Services, Inc. (now Commerce Bank) to develop the Northeast Community Investment Project on 21st Street. The Northeast Community Investment Project consists of several components, one of which is a shopping center on the site of the former Madison Square Shopping. Commerce Bank selected the St. Mark Foundation to develop the site as the New Horizon Shopping Center. On December 22, 1998, the City entered into a contract with The St. Mark Foundation, Inc. to provide a CDBG loan in the amount of \$200,000 to assist in constructing the shopping center. The St. Mark Foundation was unable to

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complete the project. Accordingly, the City terminated The St. Mark Foundation CDBG contract on June 8, 2000.

To complete the commercial retail center the City Council approved Alford Development, Inc., as the preferred City's Developer on August 22, 2000. On March 27, 2001 the City Council approved converting the loan to a grant. A Development Agreement and CDBG Agreement have been drafted to implement the project.

Alford Development, Inc. is a for profit organization. The development will generally consist of a one-story, 19,121 SF retail center with approximately 12 tenant spaces (dependent on tenant needs), off street parking for 89 vehicles, appropriate landscaping, screening and public art.

The retail center will enhance and improve the 21st Street Corridor and will offer areas residents access to goods, services, employment opportunities and the convenience of being able to conduct business within their neighborhood. The contract term is April 10, 2001 to June 30, 2002.

The total estimated development cost of the project is \$1,437,039. Sources of financing include the following: \$100,000 in developer equity; \$1,137,039 bank financing and \$200,000 CDBG grant. Alford Development will assume the existing \$200,000 CDBG Grant.

Motion --
-- carried

Knight moved that the Agreements/Contracts be approved and the necessary signatures be authorized. Motion carried 7 to 0.

DESIGN SERVICES

DESIGN SERVICES – SUPPLEMENTAL FOR 26TH STREET NORTH (FROM THE DRAINAGE CANAL TO MARKET); ALEY (FROM FAIRVIEW TO BROADWAY); AND BURNETT (FROM THE DRAINAGE CANAL TO BROADWAY). (District VI)

Agenda Report No. 01-0489.

On March 6, 2001, the City entered into an Agreement with MKEC Engineering Consultants, Inc. (MKEC) for designing 26th Street North, from the Drainage Canal to Market; Aley, from Fairview to Broadway, and Burnett from the Drainage Canal to Broadway. The fee was \$23,300.

MKEC has been asked to replace some water mains in the area. Supplemental Agreement No. 1 has been prepared.

Payment to MKEC for the Supplemental Agreement will be made on a lump sum basis of \$15,450, and will be paid by Water Utility Funds.

Motion --
-- carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized. Motion carried 7 to 0.

WATER MAINS

INSTALLATION OF WATER MAINS IN CENTRAL FROM 143RD STREET EAST TO 159TH STREET EAST. (District II)

Agenda Report No. 01-0490.

The City of Wichita provides treated drinking water to 368,000 people. The service population is projected to increase to over 450,000 by 2010. To ensure that future water needs of the service area are met, the Water and Sewer Department initiated a study of its water system. The Water System Master Plan was completed in November 1999 with a number of significant system improvements being recommended to ensure adequate service levels now, and in the future.

Project recommendations are to provide increased volume to the eastern portion of the City's water system. A 20-inch water main shall be constructed along Central, from existing water mains in 143rd St. East to existing water mains in 159th St. East. The result will provide increased water volume and

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stable pressure to the east portion of the system, provide increased fire protection, and allow for continued development and growth in the area.

The Capital Improvement Program (CIP # W-830) budget is \$100,000 for 2001, and \$1.03 million for 2002. This project will be funded from Water Utility revenues and reserves or a future revenue bond issue.

Motion --
-- carried

Knight moved that \$100,000 for 2001 and \$1.03 million for 2002 project expenditures be approved; the Notice of Intent to Publish be authorized; and the Resolution be adopted. Motion carried 7 to 0.

RESOLUTION NO. 01-145

A Resolution declaring it necessary to construct, reconstruct, alter, repair, improve, extend and enlarge the water and sewer utility owned and operated by the City, and to issue Revenue Bonds in a total principal amount which shall not exceed \$1.13 million, exclusive of financing costs, for the purpose of paying certain costs thereof, and providing for the giving of notice of such intention in the manner required by law, presented. Knight moved that Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

K 96 LAKE TREES

TREE PLANTINGS AT K-96 LAKE. (District I)

Agenda Report No. 01-0491.

The City of Wichita's "Greening of Wichita" program, launched in early 2000, promotes the planting of trees across the city by individual citizens and community volunteers. Periodically, targeted areas are identified for planting, and groups of volunteers are then solicited to plant the trees.

K-96 Lake, located in District I, is being improved by the City to fill an identified need in the immediate community for fishing and other recreational activities. Vehicle access and parking have been improved, and a boat ramp and fishing docks were recently added.

The Tree Trust has targeted K-96 Lake for the planting of 300 trees later this month as part of the "Greening of Wichita" program. A pool of volunteers has been organized and mobilized to plant the trees. April is the ideal month for planting the trees.

City staff have extensively researched local vendors that might be able to provide the type and volume of trees required for the K-96 Lake plantings within the timeframe necessary. Jenco Nurseries has the type and volume of trees required and is able to provide delivery in time for the scheduled volunteer planting.

Efforts to locate other vendors able to provide the type and volume of trees required within the necessary timeframe have been unsuccessful. Ordinance 35-856, Sec. 2(b) provides authorization for the City Manager to negotiate a sole source contract in situations where specialized services and/or products are required and only one vendor can be identified to provide that product and/or service.

The contract cost is \$23,609.60. Funding is available from the Tree Trust to provide for payment on the contract. A budget adjustment will be required.

Ordinance 35-856, Sec 2(b) authorizes the City Manager to negotiate a sole source contract in situations where specialized services and/or products are required and only one vendor can be identified to provide that product and/or service. Budget adjustments in excess of \$10,000 require City Council approval.

Motion --
-- carried

Knight moved the budget be approved; and negotiation of the Contract and the necessary signatures be authorized. Motion carried 7 to 0.

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DISPOSAL TRAILER PURCHASE AMMUNITION AND FIREWORKS DISPOSAL TRAILER.

Agenda Report No. 01-0492.

At the present time, the Police Department does not have a mechanism to dispose of ammunition and fireworks. In May of 2000, the Bomb Squad was informed that they would no longer be allowed to take small firearms ammunition to McConnell AFB for disposal. Firearms ammunition has been accumulating at the Property and Evidence Facility for over a year and has become a safety concern. Currently, there are over 1,400 pounds of small firearms ammunition to be disposed.

An ammunition and fireworks disposal trailer available through Hurd's Custom Machinery, Inc. offers a safe and affordable way to dispose of ammunition and fireworks. This is a unique, specialized piece of equipment, which is customized to dispose of ammunition and fireworks. The burner "consumes in minutes" approximately 100 pounds of ammo ranging from 22 cal. to 20 mm shells, fully loaded magazines and 30 pounds of class "C" fireworks. The Bureau of Alcohol, Tobacco and Firearms recently purchased three trailers and considers this as a sole source purchase from Hurd's Custom Machinery, Inc.

An alternative to the purchase of an ammunition and fireworks trailer is to contract the service with an outside disposal company, at a cost of \$11,600.00 to dispose of the ammunition on hand, and an annual cost of \$7,400.00 (750 pounds per year). The purchase of this trailer will cost \$12,850.00, a one-time cost. There are sufficient funds available for the purchase of this equipment in the 1999 Local Law Enforcement Block Grant.

The Purchasing Ordinance No. 35-856, Section 2(b) provides for the purchase of equipment and supplies from sole sources of supply without advertising for bids.

Motion --

-- carried

Knight moved that that purchase of the Ammunition and Fireworks Disposal Trailer from Hurd's Custom Machinery, Inc. in the amount of \$12,850.00, under the provisions of the Purchasing Ordinance for sole source of supply be approved. Motion carried 7 to 0.

HISTORIC PRES. HISTORIC PRESERVATION FUND GRANT.

Agenda Report No. 01-0493.

The Historic Preservation Office submitted a grant proposal in November 2000 to complete the standing structures survey for the Delano Neighborhood. The original proposal submitted required only the City Manager's signature, as the City's match was less than \$10,000. The State Historic Preservation Office notified the Historic Preservation Office that additional funds were available for this fiscal year and the proposal was expanded to include the refinement of the interim design guidelines in the Delano Neighborhood Plan and to develop a draft overlay zoning ordinance for Delano Neighborhood.

The grant amount is \$40,700 - \$24,420 Federal match; \$16,330 City match. City match is generated from staff time only. There is no actual cash match.

Motion --

-- carried

Knight moved that the Grant be approved and the necessary signatures be authorized. Motion carried 7 to 0.

AMERICORPS AMERICORPS/ARTSCORPS PROGRAM.

Agenda Report No. 01-0494.

The proposed AmeriCorps/ArtsCorps program offers a means to leverage City resources. The ArtsCorps program will establish partnerships with the State of Kansas Office of Community Service, the Wichita school district, local arts partners and grassroots citizens, to provide an innovative approach

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to empowering youth and their families in or at risk of poverty, through a neighborhood-based arts initiative.

The Arts have been nationally recognized as a vehicle for learning enhancement and improving learning skills. The proposed ArtsCorps program grant, funded primarily through the Kansas Office for Community Service, utilizes a corps of citizen artists to provide educational and recreational neighborhood-based arts programs to at least four (4) neighborhoods with high concentrations of federally subsidized housing. It builds on the established partnership with USD 259 to establish and maintain quality Community Education programming in Wichita public school facilities for accessibility to low- to moderate-income families in communities of need. One such facility, Northeast Magnet High School, with its arts emphasis, provides the base of operation for the program, and has City of Wichita staff coordinating programming at that site.

The proposal to the Kansas Office of Community Services' AmeriCorps program is for \$134,607. The proposed grant is will be leveraged by \$16,341 from City of Wichita Neighborhood Initiative Project Account; \$66,490 in existing City staff salaries and \$1,943 in-kind City administrative costs; \$10,500 of Department of Housing Services drug elimination dollars; \$9,246 from in-kind services from WSU; \$2,000 from in-kind services from The Center for Human and Organizational Development; and \$1,000 from in-kind contributions from Triad Consulting, for a total of \$107,520 in matching funds and services.

The City has Staff in place to meet program requirements.

Motion --
-- carried

Knight moved that submission of the Grant be approved; and matching funds and the necessary signatures be authorized. Motion carried 7 to 0.

TIDEMARK

UPGRADE/EXPANSION OF THE TIDEMARK DEVELOPMENT, PERMIT AND COMPLAINT TRACKING COMPUTER SOFTWARE SYSTEM.

Agenda Report No. 01-0495.

In 1999, a Neighborhood Code Enforcement Task Force was appointed by the City Manager to study and make recommendations regarding neighborhood maintenance codes and neighborhood code enforcement issues. The Task Force included representatives from the City Manager's Office, the Law Department, the Police Department, the Fire Department, the Office of Central Inspection, and the Wichita/Sedgwick County Health Department. Last year, a report prepared by the Task Force made seven (7) recommendations for improving neighborhood code enforcement and citizen complaint tracking. A key Task Force Report recommendation was to develop a centralized, city-wide complaint tracking database for tracking neighborhood complaints by property location.

As a follow-up to this Report, the City Manager's Office also coordinated a number of "Neighborhood Code Enforcement Improvement" focus group sessions with neighborhood stakeholders and staff from various code enforcement Departments/Divisions. Again, the need to develop or expand a centralized, city-wide complaint tracking database emerged as a key component to an improved citizen complaint process, better-coordinated staff effort, maximum use of available staff time, and improved City response time to citizen concerns.

Members of the Neighborhood Code Enforcement Task Force and Information Technology/Information Services (IT/IS) personnel met several times to review the need for an upgraded, centralized complaint tracking database, and to determine the best, most cost-effective approach to upgrading to such a system. This committee determined that the Tidemark system was a "best or breed" product, and recommended that Tidemark be upgraded for expansion and use by the Wichita/Sedgwick County Health Department, the Police Department, Neighborhood Assistants, and the City Manager's Office.

On 2/9/2000, a presentation was made to the Information Technology Advisory Board on the proposed expansion of Tidemark. The Board approved the proposed project and budget to immediately upgrade.

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The Tidemark Development, Permit, and Complaint Tracking system has been in use in the Office of Central Inspection, the Fire Prevention Office, the Planning Department, the Development Assistance Center, and the Public Works Engineering Office for nearly two years. There are 74 users of the system at this time. The current proposal would expand Tidemark for use by the Wichita/Sedgwick County Health Department, Neighborhood Assistants, and the City Manager's Office. Other users could be added upon completion of the system upgrade, as needed.

The proposed expansion project will require an initial software upgrade to the Tidemark product, additional funds for the increased 2001 annual Tidemark maintenance contract, and purchase of additional user licenses for the Tidemark product. The proposed expansion will also require an upgrade to the Oracle software platform on which the Tidemark system resides. The total one-time cost for the proposed expansion project is estimated not to exceed \$86,100.

If the upgrade is approved, it will begin immediately. It is projected that approximately 30 new users of the system will be added in 2001 (primarily Environmental Health, Neighborhood Assistants, and City Manager's Office), and that another 30-40 users will be added in the next phase of the project (additional Health Department staff, WPD personnel, additional WFD personnel, and perhaps some Treasury Licensing staff).

There are funds available in a neighborhood initiative project account to pay for the proposed \$86,100 expenditure. The 2001 budget will be revised to reflect this expenditure for the Tidemark system upgrade/expansion. All proposed user additions will be evaluated in the upcoming and subsequent budget cycles.

Contracts will be reviewed and approved as to form by the Law Department prior to signature.

Motion --

-- carried

Knight moved that the expenditure of up to \$86,100 to upgrade and expand the "Tidemark Development, Permit and Complaint Tracking Computer Software System" be approved; and the necessary signatures be authorized. Motion carried 7 to 0.

PROPERTY ACQ.

ACQUISITION OF 443 SOUTH BROOKSIDE. (District II)

Agenda Report No. 01-0496.

The East Kellogg/Woodlawn Improvement Project was released for active acquisition in December 2000. At the time of approval, there were ten residential and four businesses. Including pending approvals, there are seven residences and four business remaining to be purchased. One of the properties remaining to be acquired is 443 S. Brookside, owned by Sonya Thomas Patrick and Bryan M. Patrick. The site contains 13,000 square feet and is improved with a 1,518 square foot brick single-family residence. The property has three bedrooms and one and a half baths. The planned expansion of Kellogg will require the removal of the improvements and utilization of the entire site.

The property was appraised at \$79,500. This amount was offered to the owners and accepted. The owners are locating replacement properties and will relocate on or soon after closing. The site will then be processed for immediate demolition.

Funds have been budgeted in the Capital Improvement Program for acquisitions for this project. The funding source will be General Obligation Bonds paid by local sales tax revenues. A budget of \$141,600 is requested. This includes \$79,500 for the acquisition, \$ 51,100 for moving and relocation, \$8000 for demolition and \$ 3,000 for closing costs and title insurance.

Motion --

-- carried

Knight moved that the budget and the Contract be approved; and the necessary signatures be authorized. Motion carried 7 to 0.

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PLUMBING CODE

TRIENNIAL PLUMBING CODE ADOPTION.

This Item was pulled from the Agenda.

ORDINANCES

SECOND READING ORDINANCES: (FIRST READ APRIL 3, 2001)

- a) Tax exemption request – Sharpening Specialists (District IV)

ORDINANCE NO. 44-954

An Ordinance exempting property from Ad Valorem taxation for economic development purposes pursuant to Article II, Section 13, of the Kansas Constitution; providing the terms and conditions for ad valorem tax exemption; and describing the property of Sharpening Specialists, so exempted, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

- b) A00-23 – North and south of 21st Street North, east and west of Hoover. (District V)

ORDINANCE NO. 44-955

An Ordinance including and incorporating certain blocks, parcels, and tracts of land within the limits and boundaries of the City of Wichita, Kansas, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight. A00-23

- c) (490-784/765673/472-83358) Assessments for paving project in July 2001 Bond Sale, Series 766. (District II)

ORDINANCE NO. 44-912

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of Installation of Landscaping Street Entrances for Willowbend North Estates Addition, and Willowbend North Addition - south of 45th Street South, west of Rock, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

- d) Amendments to Wichita-Sedgwick County Comprehensive Plan.

ORDINANCE NO. 44-956

An Ordinance approving certain amendments to the 1993 Wichita-Sedgwick County Comprehensive Plan, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

Water projects: (First read April 3, 2001)

- a) (470-625/734955/448-89132)

ORDINANCE NO. 44-913

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89132 to serve Regency Lakes Addition - north of 21st Street North, west of Greenwich Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

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b) (470-635/734965/448-89236)

ORDINANCE NO. 44-914

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89236 to serve Shelly's Orchard Addition - north of Pawnee, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

c) (470-646/734976/448-89335)

ORDINANCE NO. 44-915

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89335 to serve Balthrop Addition - north of Central, east of Greenwich Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

d) (470-580/734910/448-89363)

ORDINANCE NO. 44-916

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89363 to serve the following Additions: Vanview, Hartzler Estates, Interurban Place, Hollinsworth, Ormiston, replats of Powell's, Fox's, Vanview, Culbertson, Interurban Place and Unplatted Tracts of Land - south of 61st Street North, east of the Little Arkansas River, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

e) (470- 600/734930/448-89376)

ORDINANCE NO. 44-917

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89376 to serve Maple Hills Addition and Maple Hills 2nd, 3rd, 4th and 5th Additions and an Unplatted Tract of Land - south of Maple, west of 135th Street West, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

f) (470-628/734958/448-89402)

ORDINANCE NO. 44-918

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89402 to serve Aberdeen 3rd Addition - north of 21st Street North, east of 119th Street West, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

g) (470-632/734962/448-89426)

ORDINANCE NO. 44-919

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-

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89426 to serve Highland Springs 2nd Addition - west of 135th Street West, south of Central, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

h) (470-617/734947/448-89430)

ORDINANCE NO. 44-920

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89430 to serve Angel Acres Addition - west of Meridian, north of 47th Street South, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

i) (470-619/734949/448-89444)

ORDINANCE NO. 44-921

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89444 to serve Plaza Central Office Park Addition - south of Central, east of Greenwich Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

j) (470-624/734954/448-89447)

ORDINANCE NO. 44-922

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89447 to serve Wilson Farms 2nd Addition - south of 21st Street North, west of Webb Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

k) (470-626/734956/448-89449)

ORDINANCE NO. 44-923

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89449 to serve an Regency Park Addition - west of Greenwich Road, north of K-96, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

l) (470-623/734953/448-89450)

ORDINANCE NO. 44-924

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89450 to serve Great Plains Business Park 2nd Addition - east of Oliver, south of 37th Street North, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

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m) (470-629/734959/448-89453)

ORDINANCE NO. 44-925

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89453 to serve Woodland-Westfield 2nd and Westfield Acres Additions - north of Maple, west of Tyler Road., read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

n) (470-631/734961/448-89462)

ORDINANCE NO. 44-926

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No 448-89462 to serve Oak Cliff Estates Addition - north of Maple, west of Maize Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

o) (470-636/734966/448-89469)

ORDINANCE NO. 44-927

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89469 to serve Legacy Park Wilson Estates Additions - south of 21st Street North, west of Webb Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

p) (470-634/734964/448-89471)

ORDINANCE NO. 44-928

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89471 to serve West Ridge Estates Addition - south of 29th Street North, east of 119th Street West, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

q) (470-643/734973/448-89478)

ORDINANCE NO. 44-929

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89478 to serve Auburn Hills Tenth Addition - south of Maple, east of 135th Street West, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

Sewer Projects: (First Read April 3, 2001)

a) 480-518/743830/468-82696)

ORDINANCE NO. 44-930

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 138, War Industries Sewer to

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serve Regency Lakes Addition - north of 21st Street North, west of Greenwich Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

b) (480-512/743824/468-82716)

ORDINANCE NO. 44-931

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 8, Cowskin Interceptor Sewer to serve Maple Dunes Addition - north of Maple, east of 135th Street West, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

c) (480-542/743854/468-82768)

ORDINANCE NO. 44-932

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 383, Southwest Interceptor Sewer to serve Forest Lakes West Addition - north of 29th Street, east of Tyler Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

d) (480-537/743849/468-82818)

ORDINANCE NO. 44-933

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 395, Southwest Interceptor Sewer to serve Newmarket Square Addition - north of 21st Street North, west of Maize Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

e) (480-488/743800/468-82942)

ORDINANCE NO. 44-934

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 421, Southwest Interceptor Sewer to serve Huntington Place 6th Addition - south of 13th Street, west of Maize Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

f) (480-521/743833/468-83004)

ORDINANCE NO. 44-935

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 432, Southwest Interceptor Sewer to serve Aberdeen 3rd, Evergreen and Evergreen 2nd Additions - north of 21st Street North, east of 119th Street West, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

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g) (480-502/743814/468-83022)

ORDINANCE NO. 44-936

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 137, Main 4, Sanitary Sewer No. 23 to serve Walnut Grove Addition - west of Arkansas Avenue, north of 35th Street North, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

h) (480-527/743839/468-83027)

ORDINANCE NO. 44-937

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 22, Cowskin Interceptor Sewer to serve Highland Springs 2nd Addition and an Unplatted Tract "A" - west of 135th Street West, south of Central, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

i) (480-503/743815/468-83030)

ORDINANCE NO. 44-938

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 438, Southwest Interceptor Sewer to serve an Unplatted Tract of Land - north of Central, west of 119th Street West, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

j) (480-510/743822/468-83044)

ORDINANCE NO. 44-939

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 442 Southwest Interceptor Sewer to serve Angel Acres Addition - west of Meridian, north of 47th Street South, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

k) (480-517/743829/468-83057)

ORDINANCE NO. 44-940

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 79, Main 22, War Industries Sewer to serve Wilson Farms 2nd Addition - south of 21st Street North, west of Webb Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

l) (480-515/743827/468-83059)

ORDINANCE NO. 44-941

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 89, Main 1, Southwest Interceptor Sewer to serve Cedarvale Acres Addition - east of Washington, north of 47th Street South,

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read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

m) (480-513/743825/468-83060)

ORDINANCE NO. 44-942

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 54, Main 3, Southwest Interceptor Sewer to serve Aero Addition - south of I-135 South, east of Meridian, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

n) (480-516/743828/468-83067)

ORDINANCE NO. 44-943

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 100, Sanitary Sewer No. 23 Sewer to serve Great Plains Business Park 2nd Addition - east of Oliver, south of 37th Street North, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

o) (480-524/743836 /468-83080)

ORDINANCE NO. 44-944

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 446, Southwest Interceptor Sewer to serve Airport Industrial Park Addition - south of Harry, west of Hoover, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

p) (480-526/743838/468-83081)

ORDINANCE NO. 44-945

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 445, Southwest Interceptor Sewer to serve Oak Cliff Estates Addition - north of Maple, west of Maize Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

q) (480-520/743832/468-83082)

ORDINANCE NO. 44-946

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 32, Main 1, Westlink Sewer to serve Woodland-Westfield 2nd Addition - north of Maple, west of Tyler Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

r) (480-522/743834/468-83086)

ORDINANCE NO. 44-947

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 166, Sanitary Sewer No. 22 to

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serve Bullinger Gardens Addition - west of Bullinger, south of 27th Street North, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

s) (480-528/743840/468-83102)

ORDINANCE NO. 44-948

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 451, Southwest Interceptor Sewer to serve West Ridge Estates Addition - south of 29th Street North, east of 119th Street West, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

t) (480-530/743842/468-83113)

ORDINANCE NO. 44-949

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 4, Main 2, Cowskin Interceptor Sewer to serve Auburn Hills Tenth Addition - south of Maple, east of 135th Street West, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

u) (480-538/743850/468-83147)

ORDINANCE NO. 44-950

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Lateral 461 Southwest Interceptor Sewer to serve Evergreen and Evergreen 2nd Additions - north of 21st Street North, west of Maize Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

Storm Water Sewer: (First Read April 3, 2001)

a) (485-171/751280/468-82976)

ORDINANCE NO. 44-951

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Storm Water Drain No. 143 to serve Plaza Central Office Park Addition - south of Central, east of Greenwich Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

b) (485-176/751285/468- 83058)

ORDINANCE NO. 44-952

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Storm Water Sewer No. 531 to serve Wilson Farms 2nd Addition - south of 21st Street North, west of Webb Road, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

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c) (485-175/751284/468-83068)

ORDINANCE NO. 44-953

An Ordinance levying assessments on lots, pieces, and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Storm Water Sewer No. 534 to serve Great Plains Business Park 2nd Addition - east of Oliver, south of 37th Street North, read for the second time. Knight moved that the Ordinance be placed upon its passage and adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

PLANNING AGENDA

Motion -- carried

Knight moved that the Planning Agenda Items be approved as consensus Items. Motion carried 7 to 0.

VAC2001-00007

VAC2001-00007 – VACATE A 20-FOOT UTILITY EASEMENT LOCATED ON THE NORTHEAST CORNER OF CURTIS AND 11TH STREET. (District VI)

Agenda Report No. 01-0498.

Staff Recommendation: Approve vacation of a 20-foot utility easement.

MAPC Recommendation: Approve vacation of a 20-foot utility easement. (unanimous)

The applicant is requesting to vacate a 20-foot utility easement and proposes providing a substitute 20-foot utility easement. The substitute 20-foot easement would be partially located within the existing easement, and approximately half of the substitute easement would be to the west and outside the existing easement. There is an 8-inch sanitary sewer line located in this 20-foot easement. The applicant proposes to do a Lot Split contingent on the consideration and recommendation of the vacation request, and has submitted the substitute easement which was accepted by the City Council on March 27.

No one spoke in opposition to this request at the MAPC's advertised public hearing, and the MAPC voted to approve the vacation, adopting the findings of fact that are incorporated in the Vacation Order, subject to the applicant verifying the location of the sewer line in the existing easement, which has occurred. No written protests have been filed.

Motion --

-- carried

Knight moved that having reviewed the recommendation of the MAPC and in accordance with Policy 10, the Vacation Order be approved and the necessary signatures be authorized. Motion carried 7 to 0.

VAC2001-00008

VAC2001-00008 – VACATE A 10-FOOT UTILITY EASEMENT LOCATED ON THE SOUTHEAST CORNER OF BEKEMEYER AND TYLER. (District V)

Agenda Report No. 01-0499.

Staff Recommendation: Approve vacation of a 10-foot utility easement.

MAPC Recommendation: Approve vacation of a 10-foot utility easement. (unanimous)

The applicant is requesting vacation of a 10-ft KG&E easement. The applicant proposes to build an additional wing onto the existing Ascension Lutheran Church, which will encroach on the KG&E easement. The applicant has a witnessed Partial Release of right-of-way agreement with KG&E (10-20-01) in reference to KG&E utility. The KG&E easement is recorded on the Ascension Lutheran Church Addition Plat (June, 1997) and therefore the applicant must vacate the easement as well as obtain the Partial Release of right-of-way.

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No one spoke in opposition to this request at the MAPC's advertised public hearing, and the MAPC voted to approve the vacation, adopting the findings of fact that are incorporated in the Vacation Order, subject to all improvements shall be done according to City Standards. No written protests have been filed.

Motion --

-- carried

Knight moved that having reviewed the recommendation of the MAPC and in accordance with Policy 10, the Vacation Order be approved and the necessary signatures be authorized. Motion carried 7 to 0.

AIRPORT AGENDA

AIRPORT

LAND ACQUISITION – MID-CONTINENT AND JABARA AIRPORTS.

Agenda Report No. 01-0500.

Tracts adjacent to Airport Authority-owned land have been identified to be acquired to provide a compatible land use buffer around the airports. Land Acquisition has been included as project line items in the proposed 2002-2011 Capital Improvement Program.

Prior to an offer to purchase the land, it is necessary to incur preliminary costs such as appraisals, surveys and environmental assessment fees. The property pre-acquisition process is handled through the City of Wichita Property Management Department in accordance with AR 47.

The pre-offer expenses related to tracts adjacent to Mid-Continent Airport are estimated to be \$40,000, and \$165,000 for those adjacent to Colonel James Jabara Airport. A portion of the costs will be eligible for reimbursement under the Federal AIP grant program and the Passenger Facility Charge program. The remainder will be funded with General Obligation Bonds paid by airport revenues.

Motion --

-- carried

Knight moved that the 2001 CIP be amended; the Resolutions be adopted; and the property pre-acquisitions be authorized. Motion carried 7 to 0.

RESOLUTION NO. A-01-006

A Resolution declaring that a public necessity exists for, and that the public safety, service and welfare will be advanced by, the authorization of certain capital improvements to the Wichita Mid-Continent Airport Facility; and setting forth the nature of said improvements; the estimated costs thereof; and the manner of payment of same, presented. Knight moved that Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

RESOLUTION NO. A-01-007

A Resolution declaring that a public necessity exists for, and that the public safety, service and welfare will be advanced by, the authorization of certain capital improvements to the Colonel James Jabara Airport Facility; and setting forth the nature of said improvements; the estimated costs thereof; and the manner of payment of same, presented. Knight moved that Resolution be adopted. Motion carried 7 to 0. Yeas: Cole, Gale, Lambke, Martz, Pisciotte, Rogers, Knight.

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AIRPORT

SMART CARTE, INC. – SUPPLEMENTAL AGREEMENT.

Agenda Report No. 01-0501.

Smarte Carte entered into an agreement with the Wichita Airport Authority on April 1, 1996 for the purpose of providing self-service luggage carts for use by passengers in the terminal building who elect to transport their own luggage.

Smarte Carte is desirous of renewing the agreement for a two-year period. The company provides three units that accommodate ten carts each. These units are located in the baggage claim area and on each concourse. They offer an alternative to passengers who are in need of assistance, but elect not to use the skycap services.

In 1996, Smarte Carte placed all new units in the Terminal Building. The company requested a long-term agreement to recoup money invested in the new equipment. The fee for use of a cart is \$2.00. The WAA receives 10% of the gross sales from rental of each cart. Twenty-five cents is returned to the user who replaces the cart in the cart unit. Smarte Carte is responsible for the once weekly collection/service visits, at no cost to the WAA. Revenue to the WAA in 2000 was \$1,340.

Motion --
-- carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized.
Motion carried 7 to 0.

AIRPORT

TELEPHONE EQUIPMENT MAINTENANCE AGREEMENT.

Agenda Report No. 01-0502.

The Wichita Airport Authority (WAA) owns and operates the telephone systems on Mid-Continent and Jabara Airports. Tenants are re-billed for their use of the system equipment and their use of telecommunication services which are purchased at a volume discount and resold with a markup that still results in a savings for the users. Net revenues are in excess of \$300,000 per year.

There are two local companies who provide maintenance with Rolm/Seimens certified technicians – Comm Link, Inc. and Seimens Communications. Although the local office of Seimens Communications was contacted numerous times, they have not responded to the request for quotes. Comm Link is the current provider of these services at both airports, and has been since 1996.

The agreement amount for Mid-Continent is \$64,550.16 and for Jabara is \$9,640.00. The amounts represent an increase of \$4,226.16 and \$1,040.00, respectively, from the prior year agreements. Funds are included in the current operating budget for this service. The agreements are for one year and include a 60-day termination and payment cancellation clause.

Motion --
-- carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized.
Motion carried 7 to 0.

AIRPORT

AGREEMENT – USE OF LAND – JABARA AIRPORT.

Agenda Report No. 01-0503.

On December 19, 2000, the City Council approved a Letter of Intent for the development of an 18,000 sq. ft. executive hangar at Col. James Jabara Airport to be leased to Wichita Air Services, Inc. (WASI) and Jack P. DeBoer, and designated these two jointly as Preferred Developer for the construction of the hangar and related developments. The Letter of Intent called for the negotiation of a development agreement and lease. These documents were subsequently approved by the City Council on February 6, 2001, along with a Resolution authorizing the issuance of General Obligation Bonds of the City of Wichita to pay all or a portion of the costs of constructing an aircraft hangar and associated improvements.

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The agreements approved by the City Council address the arrangement between the City of Wichita and Wichita Air Services, Inc. and Jack P. DeBoer. The cost of the hangar and associated improvements will be financed by the City and fully amortized over the term of the lease from payments received from WASI and DeBoer. Lease payments will also cover the land lease payments to the WAA. In that the Wichita Airport Authority holds title to the land, it is necessary for the City of Wichita to enter into an agreement with the Wichita Airport Authority.

The term of the land lease between the City and the WAA mirrors the term included in the agreements previously approved by the City Council between the City and WASI and DeBoer. Revenue to the WAA will be in the form of land rent, which will range from \$5,725 the first year, to \$8,097 the fifteenth year. In addition, special assessments at the rate of \$.09 per sq. ft. will be assessed.

Motion --
-- carried

Knight moved that the Agreement/Contract be approved and the necessary signatures be authorized.
Motion carried 7 to 0.

ADJOURNMENT

The City Council meeting 10:35 a.m.

Pat Burnett CMC
City Clerk